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Gudrun E. Huckett, Patent Agent

Applicant: Thomas Hugen
Serial No: 10/088,029
Intern. Filing Date: 5 August 2000
Title: Comminuting Machine

PCT No.: PCT/EP00/07612
Attorney Docket: 19943518

ATTN.: Erin P. Thomson
PCT Legal Administration
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
28 OCT 2005
Legal Staff
International Division

**LETTER REQUESTING CORRECTION OF APPLICATION DATE
IN RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.137(b)**

The undersigned received a decision on petition dated October 3, 2005, granting revival of the application.

The decision states that the petition to revive is granted based on the submission filed 10 November 2004 and that the application date under 35 USC 371(c)(1), (c)(2), (c)(4) is therefore 10 November 2004.

It is respectfully requested that the date of 10 November 2004 is incorrect.

The undersigned submitted a complete record of submissions to paralegal specialist Patricia Booker on 9/12/2005. The submission contained:

- 3 pages petition to revive (including 1 sheet fee transmittal sheet) **dated 6/24/2002**
- 1 page **fax report dated 6/24/2002**
- 1 page **letter dated 11/8/2004 resubmitting the petition**
- 1 page copy of return card - correspondence has been received on 11/10/2004
- 1 page change of correspondence address form -PTO/SB/122

The original petition was filed by fax on **June 24, 2002**. This is evidenced by the certificate of transmission signed by the undersigned as well as by the fax machine report showing that on

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Ser. No. 10/088,029 - PCT/EP00/07612 - Inventor: Thomas Hugen - Comminuting Machine


June 24, 2002, three pages (copy of cover page is shown on the report) have been successfully transmitted to the USPTO at 703-308-6919 (note that this is the official fax number on the second page of PTO/SB/64).

The letter dated 11/8/2004 - received 11/10/2004 in the USPTO - contained a copy of the original petition and of the fax report as proof of the original filing of the petition on June 24, 2002.

Based on the submitted evidence, it is respectfully requested that the application date under 35 USC 371(c)(1), (c)(2), (c)(4) be changed to **June 24, 2002**.

If there are any questions, please contact me by e-mail at the address provided below.

Respectfully submitted on October 28, 2005.


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